

Contractor Continuing Education



58-55-302.5

Utah Construction Trades Licensing Act

- Establishes the continuing education requirement
- Gives authority to the Construction Services Commission, with DOPL concurrence, to establish by Rule a program and define standards

58-55-302.5

Utah Construction Trades Licensing Act

- Requires prior to approval of any CE course, a 30-day period for review and comments from:
 - AGC
 - HBA
 - UT Subcontractors Association
 - UPHCA
 - IEC of Utah
 - RMGA

Utah Construction Trades Licensing Act Rule

Renewal Cycle - Procedures

- Defines who can take the continuing education to satisfy the contractor CE requirement
 - Licensee
 - Licensee's qualifier
 - Corporate officer
 - Director or Supervising individual as designated by the licensee

Utah Construction Trades Licensing Act Rule

Continuing Education – Standards

- Required Hours:
 - 3 Core or 3 Professional (or additional Core)

- Core Continuing Education:
 - Construction Codes
 - Construction Laws
 - OSHA 10 or OSHA 30 safety training
 - Governmental regulations pertaining to the construction trades
 - Employee verification and payment practices

Utah Construction Trades Licensing Act Rule

Continuing Education – Standards

- Professional:
 - Substantive subjects dealing with the practice of the construction trades including:
 - Land development; land use; planning and zoning
 - Energy conservation; professional development
 - Arbitration practices; estimating; finance and bookkeeping
 - Marketing techniques, servicing clients, personal and property protection for the licensee and the licensee's clients; similar topics

Utah Construction Trades Licensing Act

Rule

Continuing Education – Standards

- Time:
 - 50 minutes/hour

- Provider:
 - The course provider shall meet the requirements of this Section and shall be one of the following:
 - A recognized accredited college or university
 - A state or federal agency
 - A professional association or organization involved in the construction trades
 - A commercial continuing education provider providing a program related to the construction trades

Utah Construction Trades Licensing Act Rule

Continuing Education – Standards

- Instructor (Faculty):
 - The course shall be prepared and presented by individuals who are qualified by education, training and experience.

- Internet Courses:
 - A course that is provided through Internet or home study may be recognized for continuing education if the course verifies registration and participation in the course by means of a test demonstrating that the participant has learned the material presented. Test question shall be randomized for each participant

Utah Construction Trades Licensing Act Rule

Continuing Education – Standards

- Home Study:
 - A home study course shall include no fewer than five variations of the final examination, distributed randomly to participants. Home study courses, including the five exam variations shall be submitted in their entirety to the Division for review.

Utah Construction Trades Licensing Act Rule

Continuing Education – Standards

- Documentation:
 - The course provider shall have a competent method of registration of individuals who actually completed the course, shall maintain records of attendance that are available for review by the Division and shall provide individuals completing the course a certificate.


Utah Construction Trades Licensing Act Rule

Continuing Education – Standards

- Reporting CE to DOPL:
 - A Course provider shall submit continuing education courses for approval to the continuing education registry and shall submit verification of attendance and completion on behalf of licensees attending and completing the program directly to the continuing education registry.




Continuing Education Registry – Current

- Total Courses Approved: 1031
 - Total Courses (Contractors): 1009
 - Total Live Courses: 675
 - Total Online Courses: 307
 - Total Homestudy Courses: 27
 - 23 Electrical/Plumbing courses
 - 4 Contractor-related topics
 - Total Providers: Approx. 200
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Continuing Education Registry – Current

▪ CE Providers with Online Courses		
▪ RedVector		105
▪ Salt Lake Community College	44	
▪ Stringham Schools	29	
▪ Jade Learning (Electrical)	25	
▪ HBA of Utah	12	
▪ BlueVolt (Electrical)	11	
▪ Contractor’s Harbor	10	



Continuing Education Registry – Current

- CE Providers with Online Courses
 - OnlineCEU.com (Infinity) 9
 - Mike Holt (Electrical) 7
 - CEUOK.com 6
 - 180 Degree Training (Electrical) 6
 - 360 Training (Electrical – one OSHA 10) 5
 - @HomePrep 5
 - Contractor's Schoool (aka Flynn's Quicked) 4

Continuing Education Registry – Current

- CE Providers with Online Courses
 - Gold Star Inc (Electrical) 4
 - Vista College (Electrical) 3
 - All Star Professional Training 3
 - Lien Counsel 2
 - Bridgerland ATC (OSHA 10 Hour) 1
 - Everblue (Electrical) 1

Continuing Education Registry – Current

- CE Providers with Online Courses
 - My Electrical CEU (Electrical) 1
 - After Hours CEU (Electrical) 1
 - @Your Pace (Electrical) 1
 - NEIEP (Elevator) 1

Continuing Education Registry – Usage

- Courses Taken 2013 Renewal Cycle:
 - Approx. 45,350
 - Top 10 Providers: 31,943

Continuing Education Registry – Usage

- Top 10 Providers: 31,943

- Contractor’s School 8,649 (Online)
- RedVector.com 6,259 (Online)
- OnlineClasses.com(Infinity) 4,773 (Online)
- HR Pros LLC 3,053 (Live)
- AGC of Utah 2,800 (Live)
- Stringham Schools 1,972 (Online/Live)
- DOPL 1,302 (Live)
- Contractor Harbor 1,271 (Online)
- Southern Utah HBA 981 (Live)
- Builders License Training Institute 883 (Online)

TOP 30 CE Providers

2013 Renewal Cycle

Contractor's School	8,649	Online
Redvector	6,259	Online
OnlineClasses.com	4,773	Online
HR Pros LLC	3,053	Live
AGC OF UTAH	2,800	Live
Stringham schools	1,972	Online
DOPL	1,302	Live
Contractor Harbor	1,271	Online
Southern Utah HBA	981	Live
BUILDERS LICENSE TRAINING INST.	883	Online

Top 10 Total 31,943

WCF	856	Live
At Home Prep	779	Online
Summit Risk	686	Live
HBA of Utah	667	Live
SLCC	636	Both
Blue Stakes of Utah	631	Live
CEUOK.COM	496	Online
SLHBA	441	Live
BATC	436	Live
UPHCA	428	Live
IND CE Courses	389	Live/Online/Homestudy
UNLA	380	Live
JADE	342	Online/Homestudy
ABC of Utah	339	Live
Northern Wasatch HBA	200	Live
Utah Mechanical Contractors Association	199	Live
Utah Construction Suppliers Association	199	Live
Park City HBA	187	Live
Wheeler Machinery	184	Live
UBATC	171	Live

SUMMARY OF THE FILING:

Section R156-55b-302c: This Section adds the admission requirements to sit for the electrical exams and removes the requirement to obtain pre-approval from the Division. Additionally, this removes "On or after December 31, 2010" in Subsection 5 as this reference is no longer applicable and removes Subsection (5)(b) as this date is no longer relevant.

Section R156-55b-305: This Section adopts and incorporates the requirements for licensure by endorsement as provided in Section 58-1-302.

Section R156-55b-401: This Section incorporates, defines, and clarifies the conduct of the apprentice and supervising electrician as it relates to Subsection 58-55-302(3)(j).

Section R156-55b-501: This Section adds as unprofessional conduct, failing as a licensee to comply with the supervision requirements established by Subsection 58-55-302(3)(j) and changes the language from "failure of" to "failing as" in order to maintain consistency with Section 58-55-502.

Section R156-55b-502: This Section adopts and incorporates the applicable administrative penalties as defined in Section R156-55a-503 of the Utah Construction Trades Licensing Act Rule. Additionally, it adopts and incorporates the administrative penalties for a violation of Subsection 58-1-501(2)(o).

R156. Commerce, Occupational and Professional Licensing.

R156-55b. Electricians Licensing Act Rule.

R156-55b-101. Title.

This rule is known as the "Electricians Licensing Act Rule".

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R156-55b-302c. Qualifications for Licensure - Examination Requirements.

(1) In accordance with Subsection 58-55-302(1)(c)(i), an applicant for licensure under this rule shall pass the appropriate examinations that are approved by the Board, each of which shall consist of a theory part, a code part and a practical part as follows:

(a) Utah Electrical Licensing Examination for Master Electricians;

(b) Utah Electrical Licensing Examination for Master Residential Electricians;

(c) Utah Electrical Licensing Examination for Journeyman Electricians; and

(d) Utah Electrical Licensing Examination for Residential Journeyman Electricians.

(2) Admission to the examinations is permitted after the applicant has completed all requirements for licensure set forth in Sections R156-55b-302a and R156-55b-302b.

~~[(2) Upon completing the requirements for licensure set forth in Sections R156-55b-302a and R156-55b-302b, the applicant shall obtain approval from the Division permitting the applicant to take the examination.]~~

(3) The applicant shall obtain a "pass" grade on the practical part of the examination, a score of at least 75% on the theory part and a score of at least 75% on the code part of the examination.

(4)(a) If an applicant fails one or more parts of the examination, the applicant shall retake any part of the examination failed.

(b) An applicant shall wait at least 25 days between the first two retakes and thereafter shall wait 120 days between retakes.

(5) ~~[(a) On or after December 31, 2010, i]~~ If an applicant passes any part of the examination but does not pass the entire examination, the passing score on any part of the examination shall be valid for one year from the date the part of the

examination was passed. Thereafter, the applicant shall retake any previously passed part of the examination.

~~[(b) Prior to December 31, 2010, if an applicant passed any part of the examination but did not pass the entire examination, the applicant may use any previously passed part of the examination to pass the entire examination until December 31, 2011. Thereafter, the applicant shall retake the entire examination to support any subsequent application for licensure.]~~

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R156-55b-305. Licensure by Endorsement.

The Division may issue a license by endorsement in accordance with the provisions of Section 58-1-302.

R156-55b-401. Conduct of Apprentice and Supervising Electrician.

~~[(1) It shall be the responsibility of the journeyman, residential journeyman, master or residential master electrician who is licensed by the Division to [i]ensure that the work installed by any apprentice under his supervision, is properly installed. Proper and safe installations shall be the responsibility of the supervising party or parties.~~

~~—(2) An apprentice may be supervised as a fourth year apprentice in the fifth and sixth year of apprenticeship. In the seventh and succeeding years of apprenticeship, he shall be under immediate supervision as set forth in Subsection 58-55-302(3)(j)(i).~~

~~—(3) All other apprentices shall be under immediate supervision as set forth in Subsection 58-55-302(3)(j).]~~

(1) The conduct of licensed apprentice electricians and their licensed supervisors shall be in accordance with Subsection 58-55-302(3)(j).

~~[(4)]~~ (2) For the purposes of Subsections 58-55-102(31), 58-55-[501(12)]302(3)(j) and 58-55-[302(3)(j)]501(12), one of the following shall apply:

(a) the supervisor and apprentice employees ~~[are]~~ shall be employees of the same electrical contractor; or

~~[(b) the supervisor and apprentice employees providing work or supervision of work for another electrical contractor are considered as employees of the electrical contractor on the project; or~~

~~—(c) the employees of a licensed professional organization who provide workers under a contract with an electrical contractor are considered as employees of the electrical contractor with regard to the work performed on the project.]~~

(b) the electrical contractor may contract with a licensed professional employer organization to employ such persons.

(3) An apprentice in the fourth through sixth year of training may work without supervision for a period not to exceed 8 hours in any 24 hour period. In the seventh and succeeding years of training, the nonsupervision provision no longer applies and the apprentice shall be under immediate supervision as set forth in Subsection 58-55-302(3)(j).

R156-55b-501. Unprofessional Conduct.

"Unprofessional conduct" includes:

(1) failing as a licensee to comply with the supervision requirements established by Subsection 58-55-302(3)(j).

~~[(1)]~~ (2) fail[ure of]ing as a licensee to carry a copy of a current license at all times when performing electrical work;

~~[(2)]~~ (3) fail[ure of]ing as an electrical contractor to certify an electrician's hours and breakdown of work experience by category when requested by an electrician who is or has been an employee; and

~~[(3)]~~ (4) fail[ure of]ing as a licensee to provide proof of completed continuing education within 30 days of the Division's request.

R156-55c-502. Administrative Penalties.

(1) The administrative penalties defined in Section R156-55a-503 of the Utah Construction Trades Licensing Act Rule are hereby adopted and incorporated by reference as the administrative penalties applicable under this Rule.

(2) The administrative penalty for a violation of Subsection 58-1-501(2)(o) under this Rule shall be in accordance with Section R156-1-502.